

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 77 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?
  2. To be referred to the Reporter or not? : NO
  3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?
  4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge? : NO

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ABHA VEJANAND LUVA THRO' VIJAYBHAI RANABHAI KARMUL

Versus

STATE OF GUJARAT  
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Appearance:

MS JAYSHREE C BHATT for Petitioner  
MR SAMIR J DAVE, APP, for Respondents  
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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 07/02/2001

ORAL JUDGEMENT

#. Rule. Shri Samir J. Dave waives service of Rule on  
behalf of respondents.

#. Heard the learned counsel for the parties and perused  
Rule 13 of Bombay Prisons Furlough and Parole Rules,

1959.

#. The petitioner under the order of the I.G. Prisons, Gujarat State was released on furlough leave and the period of furlough leave is expiring on 7-2-01. He is praying for extension of furlough leave on the ground that he hails from village Govana of District Jamnagar and due to earthquake on 26th January, 2001, his residential house is damaged and his old parents are at present without any shelter and they are on footpath and his presence is necessary to take care and look after them.

#. The period of furlough leave can be extended and this power is clearly there with the jail authorities. The ground given for extension of period of furlough leave is just and reasonable and the prayer made deserves acceptance but not to the extent as what it is prayed for of 45 days. The furlough leave period of the petitioner is extended for fifteen days on same terms and conditions on which initially it was granted. Rule is made absolute accordingly.

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